

CLERK
U.S. DISTRICT COURT
DISTRICT OF NEW JERSEY
RECEIVED

11/21/19

TO: COURT CLERK
GO PRESIDING JUDGE.

ENCLOSED IS A 1983 &
INFORMA KAUPERS, THAT I AM
ASKING THE COURT TO FILE AND
BOOK FOR ME

AND ASKING THE COURTS TO
SERIOUSLY LOOK INTO AND GRANT
MY MOTION TO BE FULLY HEARD,
ON THE SERIOUS COMPLAINTS OF
"REBELLATION," "VIOLATION OF DUE
PROCESS" AND "DUE PROCESS CLAUSE,"
"DELIBERATE INDIFFERENCE" ETC.

I DEEPLY APPRECIATE THE
COURTS TIME, PATIENCE AND
CONSIDERATION.

Respectfully Submitted

#930361A

THADDEUS THOMAS #000114
EAST JERSEY STATE PRISON
AD-SEG-unit-S.I.U.
& PRODUCTION WAY
CA-905
Avenue, NEW JERSEY
07001

TO: COURTS:
IMPRESSENTLY IN ISOLATION
F.C.C.

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11/21/19

STATEMENT OF CHAIRS

on 11/21/19, at 10^{PM}, I was told by the unit Correctional Officer, that I have an attorney visit.

I went to the front house of the S.I.U., as the paralegal has name (MR. STEWART) and he finally told me the law firm he's from (TARTAG MASSACHUSETTS). we talked about football etc.

10⁵⁵^{PM} As I was leaving, the first shift Sgt's (Sgt. DEANISTRO / Sgt. COSTELLO) ORDER the other - - - S.I.U. Correctional Officer to (Sgt. ROSENBERG / Sgt. GALLAGHER) to strip search me, had me squat down and cough.

causing me to feel humiliated and embarrassed.

I was then taken to the Annex Hospital, checked my vitals, and I was transported to the South unit - 3rd floor - cell B12, with no mattress, sheets, pillow etc.

within 15 minutes of my being locked up in the cell. two internal AFFAIRS OFFICERS (MR. CONWAY / MR. SMITH)

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CAME TO SEE ME AND READ ME MY Miranda Rights.

I then asked, "WAS I BEING CRIMINALLY CHARGED WITH ANY ILLEGAL ACTS?" AND WAS TOLD "MAYBE."

And when I asked Sgt. De-Anto (1st Shift) what am I BEING LOCKED UP FOR? I WAS TOLD WITH A SMILE FROM SGT. DE-ANTO, "THAT I AM BEING LOCKED UP, FROM OR BY BEING CRIMINALLY ASSOCIATED" AND THEN WAS TOLD BY THIS SGT. (DE-ANTO) THAT I MAY BE OUT TONIGHT (11/21/19) OR TOMORROW 11/22/19.

As regarding the fact that I HAVE BEEN PLACED IN A COLD CELL, WITH NO MATTRESS OR BLANKETS. AND ME NOT DOING ANYTHING ILLEGAL OR AGAINST THE RULES, TO CAUSE MY BEING PLACED IN ISOLATION, ON THE SOUTH UNIT, 3rd Floor, in CELL 312, on T.C.C. (TEMPORARY CAGE CUSTODY), 24 HOURS LOCKED IN CELL. "HAVING NO ACCESS TO ANY PHONE, TO CALL MY ATTORNEY. HAVING TO ASK OTHER RESIDENTS / PRISONERS TO CALL MY ATTORNEY." LETTING HER KNOW THAT I AM / I HAVE BEEN PLACED IN LOCK UP," AS PER SGT. DE-ANTO,

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"Guilty By Association," meaning
my associating with a - - -
PARALEGAL ATTORNEY?"

*CAUSING ME TO BE PLACED
IN 72 HOUR LOCK DOWN FOR
NOTHING OR THERE (D.O.C./D.H.S./
D.O.H.) AND PERSONAL REASONS.

with no full investigation
on either Administrative Part.

I AM BEING SERIOUSLY - - -
punished, OFF OF THE DEPARTMENT
OF CORRECTIONS, words of being
Guilty By Association," talking
TO AN OUTSIDE ATTORNEY."*

As the Sgt. (Sgt. Castano - Shift 6)
TRIED TO RESUME MR. STEWARD
(PARALEGAL) AND STARTED TO READ
HIM HIS NATURAL RIGHTS. MR.
STEWART ASKED WAS HE BEING
CHARGED WITH ANYTHING?

NO RESPONSE, AND THEN SOME
CORRECTION OFFICERS TRIED TO - - -
SEARCH THE PARALEGAL (MR. STEWARD)
CAR. AND HE ALSO ASKED DID THEY
(D.O.C.) HAVE A SEARCH WARRANT.

HE (MR. STEWARD - PARALEGAL)
THEN GOT IN HIS VEHICLE AND LEFT.
~~with~~

nothing was found nor was HE (Paralegal) - MR. STEWART) WAS ARRESTED BY ANY MEANS.

THE D.H.S./D.O.M. PROGRAM COORDINATOR (MRS. MADSEN) CAME TO MY CELL (317-SOUTH UNIT) AND I ASKED WHY AM I IN LOCK UP AND I WAS TOLD THAT THEY DON'T HAVE ANY INFORMATION ON MY BEING PLACED IN OR ON 24 HOUR LOCK DOWN.

ALSO, 1ST SHIFT Sgt - CASTRO / Lt. ESTREDA AUTHORIZED Sgt - GALLATO / Sgt - ROSENBERG TO CHECK / BREAK INTO ~~THE~~ PARALEGAL (MR. STEWART) LEGAL PAD AND TRIED TO CONFISCATE HIS --- PERSONAL BELONGINGS (PERSONAL PHONE).

IT'S NOW 3^{PM}, AND I AM STILL ON T.C.C. STATUS, COLD, DRY CELL, WITH NO BED LININGS OF ANY KIND, "LOCKED BEHIND 2 GATES."

THERE'S NO D.H.S. OR D.O.M. STAFF CAME TO SEE ME YET.

KNOWINGLY, VIOLATING MY DUE PROCESS RIGHTS. BY NOT PROTECTING OR PROVIDING ME WITH ANY INVESTIGATIVE INTERESTS OR SOLID REASON ON WHY I AM --- BEING MENTALLY AND PHYSICALLY PUNISHED, "OTHER THAN BEING TOLD GUILTY BY ASSOCIATION, BY THE HIGHER UPS IN THE

DEPARTMENT OF CORRECTIONS,
 (1st Shift "Sgt. Costello" / Chas. Woods)
Sgt. De-Antico)

And D.H.S. / D.D.H Treatment
 STAFF (MRS. MADRIS / MERRI / MARY /
 SHANTAY ADAMS and others. * will
 find some kind of treatment
 justification to punish me
 in response to D.D.C.'s ABUSE
 OF POWER OR RETALIATION, due
 to the LAW SUIT I HAVE
 (VERY MOVIE) I.

And using their (D.D.C.)
 position, to try to intimidate
 the LAWYER / PARALEGAL / MRS. STEWART
 AND BAN HER FROM TALKING
 TO ME ABOUT THE MURDER - -
 That D.D.C.'s CORRECTION OFFICERS
 committed an ANOTHER RESIDENT
 (RES. SURESH SURESH), on 8/23/19

Sgt. De-Antico and Sgt. Costello,
 or S/O - ROSENBOROUGH and - -
 S/O - BALLETTA to strip search me,
 without any cause, in a cold room
 in the front HOUSE STORAGE ROOM.

nothing was found on my
 person. And S/O's Sgt. Costello /
 Sgt. De-Antico or the two S/O's
 that searched me, to HANDCUFF
 AND TAKE ME TO LOCK UP. with
 the reason only being, * but by
 by ASSOCIATION - "talking to an
 outside attorney other than

the public Defender (D.H.S.)

It's now 4th pm - 11/21/19, And I'm still in cell #317, with no bed linings or mattress on the south unit, 3rd floor lock up tier. NO Second shift Sgt or D.H.S./D.O.H. staff came to my cell, ~~and~~^{to} let me know the real reason why I am in lock up, if any.

Besides being mentally and physically punished for seeing an out-side attorney 1st Sgt. Costera, ~~who~~ were in talking to internal Affairs after I left Room 3 on the South unit, "whispering to them about how placing me in lock down." (I.A. officers - MR. Conway / MR. Smith) And this Sgt. (Sgt. Costera) is known for abusing his - - - Authority and falsifying and fabricating his reports, ~~then~~ - - in the effort to wrongfully have someone locked up, or placed on a 72 Hour lock down period, Acting out as his intimidation tactics, for his own personal reasons." NO correction unit officers (South unit) came to the 3rd floor, to supply me with any mattress or anything. (11/21/19 - 6th pm.)"

Now, I'm going to have to talk about this previous incident in process group, with Mrs. Dunbar

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and Mr. Sobel (P.B.3) trying to explain what Sgt. DeAntonio meant by "But they by Association, which I know that I am going to get backlash from them." Due to the history of taking D.O.C. side, even when they (D.H.S./D.O.H.) know that Corrections is wrong, in the way that they are conducting themselves in what, suppose to be a treatment facility, instead, by these correctional officers, Sgt's Lt's (Sgt. Castano / Sgt. DeAntonio / Lt. Estrada) orders, the atmosphere of this institution / this treatment facility is amounting to a serious level of hostility.

* And D.H.S./D.O.H. is always dis-regarding and over-looking D.O.C. conduct and bias towards a person's gender or a person's criminal / sexual charges.*

by making my joint mental & physical suffering a treatment issue, when it's not.

it's being abuse by D.O.C. ranking officers and using their subordinates to do there or use abusive ways to humiliate, embarrass or belittle me/us in every

Disgusting and degrading way.
 for example:

Sgt - Gallotta / Sgt - Roseborough
 and Sgt - De Turco / Sgt - Costello,
 Had me in a supply closet, strip
 searched me, Had me spread my
 cheeks and Cough all while in
 a dirty storage room, in the
 cold, Bare footed, and naked.

And when I complained, I
 was threatened with being put
 in a Bay Cell, with only a
 paper gown or causing me to
 submit to their (S.D.) degrading
 and humiliating ways. * * *

At 7⁵² AM, the South unit
 correction officer, walked past
 my cell (#317-South-3rd floor) asked
 if I had my needs, overlooked me
 not having a mattress or - - -
 anything left, looked the
 3rd and 2nd floor gate and said
 nothing.

Showing full - - -
 Retaliation, for talking
 about these Correction
 Officers mistreating Resident
 Darryl Smith, with the "Best
 Possibility" of further showing
 Retaliation, due to the above
 measure that I have with
 OMBUS PC, Against this
 facility (first reason state person
 as - S.E.D. - unit - S.I.C. - for war

90528

INCARCERATION on the South unit.

It's now 8⁴⁵pm. A Hour and a Half, BEFORE Prison Lock Down for the night. And I am still in a cold, dry cell with no bedding or mattress.

** Sgt. De Amico, is the 2nd shift SUPERVISING Sgt. which ANSWERED the question on why I HAVEN'T RECEIVED any mattress or bedding. **

CAUSING my / me to HAVE to pace this cell floor to try to stay a little warm and Hopefully not get sick, DUE to the coldness in this cell (#317-third floor-on the South unit.)

11/21/19, it's 9⁴⁵pm. Lock Down time for the night. "NO MORE MOVEMENT, UNTIL 7⁰⁰am on 11/22/19. And I still DON'T HAVE any bedding or blankets, sheets or anything to go to rest on.

So, I HAVE to sit on this cold, steel stool, lay my head down and try to get some kind of rest.

BECAUSE, the 2nd shift Sgt. (Sgt. De Amico) is REFUSING to give me any of my personal bedding or any bedding at all.

I'm seriously starting to feel like, I AM BEING - - - SERIOUSLY RETALIATED AGAINST.

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FOR BEING A WITNESS FOR THE
DEPARTMENT OF CORRECTIONS JUSTICE,
 IN RESPONSE TO A FEW CORRECTIONS
 OFFICERS MURDERING / BEATING TO
 DEATH ANOTHER RESIDENT (DANNY)
 SMITH, LEAVING HIM IN A VEGETATIVE STATE.

AND POSSIBLY FOR THE LAW
 SUIT THAT I HAVE FILED. "AND THAT'S
 VERY ACTIVE." EITHER WAY, THERE'S
 NO LEGITIMATE REASON WHY I
 AM BEING MENTALLY AND - - -
 PHYSICALLY TORTURED / PUNISHED, BY
 BEING LEFT IN A COLD DRY CELL /
 EMPTY COLD DRY CELL. (#317-300 FL.
 SOUTH UNIT), *AND I CAN'T TURN
 THE CELL LIGHT OUT. BECAUSE THIS
 CELL WILL GET EVEN COLDER.*

AT 10^{PM} THE 3RD SHIFT UNIT
 CORRECTIONS OFFICER CAME TO MY CELL,
 SHINED THE FLASHLIGHT IN A WALKED
 ON BY AND WENT BACK TO THE
 FIRST FLOOR TO CALL HIS COMMANDER,
 WITH NO REGARDS TO ME NOT
 HAVING ANYTHING IN THIS CELL.

11/21/19 - 10^{PM} I JUST INFORMED THE 3RD
 SHIFT UNIT (SOUTH) CORRECTIONS - - -
 OFFICER OF MY NOT HAVING - - -
 ANYTHING, NO BEDDING ETC. AND
 WAS TOLD THAT HE WILL CHECK
 INTO THIS AND LEFT THE 3RD FLOOR.

AT 11^{PM} = 11/21/19, THE 3RD SHIFT
 SGT. GAVE ME MY BEDDING. BUT STILL,
 I STAYED IN A COLD CELL (FREEZING)
 FOR 12 HOURS PLUS.

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As Sgt. Castana and other correction officers started reading the Paralegal lawyer his rights.

He (Mr. Stewart) asked, was he being charged with anything? There was no reply.

And then Sgt. Castana and subordinates (other correctional ~~other~~ officers) asked to search his car, He (Mr. Stewart) again asked, do you have a search warrant? no reply again, and Mr. Stewart (Paralegal lawyer) drove off of State Prison grounds.

All the while Sgt. Castana and other correction officers was harassing/harassing my Paralegal lawyer. There was no Ranney County Police or -- KIDDER County Police was called to make any arrests. It was just the Lt. Sgt and correction officers trying to make a 1st house arrest, but couldn't, because, I (THOMAS THOMAS) or HE (Mr. Stewart) did anything illegal or wrong, and still out of spitefulness, I am placed on 24 hour lock down, behind the false and fabricated reports that 1st Sgt. Lt. Castana/Sgt. Castana Sgt. De Anco has written to internal affairs on Mr. (Mr.

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Conway / Mr. Smith).

It's now 6¹⁵ AM 11/22/19, I could not rest, due to the frustration and rage that I am feeling, because of being locked up for talking to my outside lawyer about the murder of a Resident (Darryl Smith) being beaten to death by a few of these correction officers, here at East Jersey State Prison - NJ-SEG-unit-S.T.U.

By me being again, wrongfully incarcerated / isolated / confined to a cell. I have no way of being to process group or any other groups, due to D.O.C. having me on T.O.C. on the South unit 3rd floor, locked in a cold cell.

* NO MOVEMENT, NO GROUPS, NO legal phone calls or any other way, to reach my attorney's

with the exception of relaying a message to the lawyer on the phone, through another -- resident, that's on this floor, through the door, cell door.*

It's 11¹⁵ AM - 11/22/19, and I haven't seen anyone from D.H.S. / D.O.H., towards my being placed in lock up (T.O.C.) for no reason at all, or for reasons that I have no control or knowledge of.

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just the words of Sgt. DiAmico,
 Briefly By Association, my Association
 with an attorney.

11/22/19 - at 11³⁰ AM, I SEEN two D.H.S./
 D.O.H. Treatment staff (DR. MASTER/
 MRS. MADRU). And was Again told
 that they (D.H.S.) Don't Have Any
 paper-work as why I am in
 lock up, from D.O.C. causing me
 Even more Anger, Frustration
 and Humiliation of Being
 falsely and wrongfully placed in
 isolation, with no cause, reason or
 reports attached. (MRS. MADRU -
 Program Coordinator / MRS. MASTER -
 Therapist.)

now, I HAVE to continue to
 sit in this cold cell. And wait
 for D.O.H./D.H.S. to decide what
 my status may be. And that's the
 confusion (mentally) of not - - -
 knowing what type of - - -
 punishment or decision, that'll
 be made toward my life and
 liberty." of being wrongfully
 incarcerated on the South unit."

*REMEMBER, D.O.C. Don't Have Any
 paper-work on the reason why
 I am in isolation.*

it's BEEN two days. And I
 haven't gotten a shower or
 change of clothes yet. The
 unit Correctional officers come

By my cell during court. But to them (corrections) while you are on T.C.C., your presence is seriously punishable on this 3rd floor, on the South unit, lock up AREA.

11/22/19, at 5^{30pm} as per Sgt. T. Walker, only four guys was taken out of lock up. And when I asked about my status. I was again told that they (corrections) don't have any paper-work on why I'm in lock up, or when I'm being released from T.C.C. "D.H.S./D.O.H. always allows D.O.C. to inflict punishment on us/me. And then pass what's left of me over to the - - - treatment team, for some form of N.M.P." EVEN IF YOU ARE INNOCENT.

** Also, Sgt. Castella / Sgt. DiMarco / S/C - Roseborough / S/C Ballotta, confiscated all of my legal work searched it, and now, all of a sudden, can't find them. That legal paper-work that's now lost, contained my D.M.A. test results, treatment minute notes, stating I passed documents of my witnessing the deeds that lead to another resident life, which was taken, by the corrections officers (staff) of the D.S.S.A.-AD-SEG-unit-S.T.U. Along with other

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LEGAL PAPER-WORK, FROM HIBBINS
P.C. LAW FIRM IN NEWARK, N.J.

Also, my cell on the west unit
was/is destroyed with all of my
personal belongings T.V., D.V.D.
player, Entertainment Center, clothes
cosmetics, food etc. is thrown

all over ~~my~~ the cell. And also,
my other treatment notes and
my treatment journal is missing.

AFTER 3rd - ROSENBERG / 8th ballroom
RMS-shocked-my-cell. (317 on the west)

And also the D.H.S. / D.O.H.
DIRECTORS D.O. is continue to
ignore/overlook how D.O.C. is
abusing their power and
interfering with the mental
level of treatment.

(D.O.H. / D.H.S. DIRECTORS - MERRET / MARY /
SHAWBAY AND AND.)

By keeping me isolated
from population, not being able
to fully participate or participate
in treatments, groups or modules, and
self help groups.

11/23/19, 5⁵⁵ AM, I am still in a seg
cell on the south unit. "Thinking about
how the Program Coordinator (MRS.
MADEO) started interrogating me
about the Paralegal and (Masterward)
his personal phone, that was
left out front.

Questions like:

1.) Did he try to pass it to you?

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2.) DID HE EVER TRY TO BEING YOU STUFF?

3.) DID HE EVER TALK ABOUT BEINGING YOU ILLEGAL CONSIDERED IN?

I ANSWERED ALL QUESTIONS WITH NO!

AND STATED THAT WE WAS TALKING ABOUT HOW THE -- -- ATMOSPHERE OF THIS FACILITY IS BECOMING HOSTILE. AFTER THESE CORRECTION OFFICERS BEAT RESIDENT DARRY / SMITH TO DEATH, CAUSING HIM TO BECOME BRAIN DEAD, A VEGETABLE FROM SO MANY BLOWS (FRAMING) TO HIS HEAD.

* I STARTED FEELING THAT D.D.C. GAVE MRS. ANDREW THOSE QUESTIONS TO ASK ME. *

I AM BEING SERIOUSLY RETALIATED AGAINST, FOR TALKING TO A OUT-SIDE LAWYER FIRM. ABOUT A RESIDENT BEING -- -- BEAT TO DEATH, BY THESE CORRECTION OFFICERS.

AND BEING RETALIATED AGAINST, DUE TO MY ACTIVE LAWSUITS, THAT I HAVE IN THE COURTS.

WHY?

BEING / BECAUSE, I WAS CONSTANTLY TOLD, THAT I CAN BE HELD AND LOCK UP BY I.A. (MR. SMITH)

MR. Conway) for 72 Hours, with just the saying of "It's under investigation."

*** And nothing is under no investigation. Because, the Paralegal is NAME (MR. STEWART) AND WASN'T / WASN'T CHARGED WITH ANY CRIMINAL CHARGES. HE (MR. STEWART-PARALEGAL) WASN'T EVEN READ HIS MIRANDA RIGHTS.

And all that's punishing me, is the first shot Sgt. (Sgt. DiAmico) tell me that I'm in lock up, for being "Bulky By Association." For talking to a out-side Paralegal.

Both Entities (D.O.C. / D.H.S. / D.A.N.) is punishing me. Knowingly showing deliberate indifference and seriously violating my due process rights. By locking me up (A RESIDENT), reading me my Miranda Rights, but yet, I HAVEN'T BEEN CHARGED WITH ANYTHING, NO CRIMINAL OFFENSE OR ANYTHING.

This is just D.O.C. using D.H.S. / D.A.N. Again to cover up their abuse of authority, bias and retaliation towards my joining the Department of Criminal Justice a statement

towards RESIDENT A SMITH
MURDER.

And getting the Paralegal
(Dora M. Stewart) out of ---
information on how she ---
DEPARTMENT OF CORRECTIONS,
TRIED to COVER it up.

And now, all of a sudden, it's
illegal for me to HAVE HELP from
an OUT-SIDE Paralegal/attorney.

And all of my Constitutional
Rights ARE VIOLATED.

- 1.) Stopping me from going
to treatment
- 2.) BEING DENIED A LEGAL
PHONE CALL. (AS A RESIDENT)
- 3.) BEING WRONGLY FULLY INCARCERATED
without any investigation.
- 4.) BEING DENIED ACCESS OR
THE RIGHT to talk to my
therapists.
- 5.) BEING LOCKED in a cold
cell, with no change of clothes
OR ABLE to take a shower for
3 days & nights.

And D.H.S. / D.O.H. -
Clinical Director - MERRI
MAH / Unit Director - Shanley
ADAMS / Program Coordinator -
MRS. MADRID IS ALLOWING AND
IS-REGARDING THE VIOLATIONS,
THAT D.D.C. IS INFLECTING on
my mental and physical

BEING AND ALL S.H.S./D.O.H. DIRECTORS (MICHAEL MANN, SHANTAY ADAMS) SO, TO ORDER THEIR STAFF TO TRY TO FIND SOME TYPE OF WRONG ON MY PART, *USING THERAPEUTIC TERMS, TO JUSTIFY THE FABRICATED AND FALSIFIED REPORTS FROM S.D.C. AND IN RESPONSE TO S.D.C. ABUSE OF POWER.

THE TREATMENT TEAM, ISSUES OUT THEIR MAP, MTHG MAP OR PROGRAM MAP, TO SHOW S.D.C. THAT PUNISHMENT IS BEING GIVEN, "EVEN WHEN INNOCENCE IS CLEAR AND EVIDENT."

~~XXXXX~~ COURT RULED:

PSYCHIATRIC TREATMENT CAN NOT BE USED AS A FORM OF ~~XXXXX~~ PUNISHMENT OR ISOLATION IN ANY TREATMENT FACILITY/INSTITUTION.

SENTINEL COURT PRESCRIBED TREATMENT, ~~XXXXX~~ INTERVENTION, SHOWS NERVE AND DELIBERATE INDIFFERENCE. ~~XXXXX~~

ALSO, FAILURE TO PROVIDE THE NECESSARY MEDICAL OR PSYCHIATRIC CARE CONSTITUTED "DELIBERATE INDIFFERENCE" TO THE RESIDENTS SERIOUS MEDICAL NEEDS. THIS IS TRUE, WHETHER THE INDIFFERENCE IS MANIFESTED BY PRISON DOCTORS IN THEIR RESPONSE TO THE RESIDENTS NEEDS OR BY "PRISON BUREAUS" IN

intentionally denying, delaying or stopping access to medical care or "intentionally interfering with the treatment once prescribed."

Courts analyzed Section 1983 Actions Based on "Deprivation of Due Process" as falling into two categories:

1.) Violations of "Procedural Due Process" and

2.) Violation of "Substantive Due Process" the latter being further subdivided into:

3.) Deprivation of a particular constitutional guarantee and

4.) Actions that shock the conscience.

Due Process requires that before resident / inmate is deprived of privileges or "placed in special confinement status as punishment" for anything, resident / inmate "must" be provided with reasons why.

Due Process of Law is intended to secure citizens against any arbitrary deprivation by the government or government officials relating to life, liberty or property.

It's now 11/23/19, 9⁴⁵ AM. And I am still in T.C. (24 hour lock down)

All for having a license legal and come to see to help me with a case of wrongful and brutal death of a resident in this facility, caused by the corrections officers in this institution. (1st shift)

They (D.O.C.) Harassed this legal aid (Mr. Stewart) so much, by breaking in his legal pad that was stored in a locker out in front of this building finding his personal phones and started harassing him of trying to give me a phone.

After we (me & the lawyer) was talking for 30 minutes.

As per Lt. Estrada / Sgt. DiAmico Sgt. Costera, my legal work is confiscated and I'm being denied by Sgt. Costera of getting it back.

And now I have no access to a law library, law clerk or anyone in the legal field. "As per D.O.C. - Sgt. Costera - 1st shift Sgt."

** Known to over step and continuously ABUSE his authority and inflict mental and physical pain on me as well as others. And his superior (Lt. Estrada) knows of this (Sgt. Costera)

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Actions. "And fail to Remedy it."

~~xxxx~~ Courts also Ruled:

The Ban Against attorney-client interviews with law students or legal assistants constituted an unjustifiable restriction on the inmates right of access to the courts.

"The constitutional guarantee of due process of law has a corollary the requirement that residents/prisoners be afforded access to the courts in order to challenge unlawful convictions and seek redress for violations of their constitutional rights. Regulations and practices that unjustifiably obstruct the availability of professional or other aspects of the right of access to the courts are invalid."

One of the most important constitutional rights, a person must protect, is his right to court access. Without the ability to access the courts, a prisoner/resident cannot protect himself from violations of any of his constitutional and civil rights. ~~xxxx~~

The standard of a first Amendment retaliation claim is that

1.) The plaintiff engaged in

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conduct protected by the
a Constitution or by statute,

2.) the Defendant took an
adverse action against the
plaintiff that would deter
plaintiff from continuing to
engage in that conduct and

3.) There is causal connection
between elements one and two
that is, this adverse action was
taken at least in part because
of the protected conduct.

However, the harm suffered
is the adverse consequences which
flow from resident/tenant's
constitutionally protected
claim. The resident/tenant is
penalized for actually exercising
that right. The Court would also
state that harassment and
physical threats were likely
to deter a person from --
exercising their rights, "in
response to "Retaliation."

*The due process clause of the
fourteenth Amendment guarantees
a criminal defendant the --
effective assistance of counsel.*

it's 12⁵⁵pm - 11/23/19, AND ^{WAS NOT} I SEEN
ANYONE FROM D.O.M./D.H.I. AND IS
still being told that, there's no
paper-work on the reason why

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I AM PLACED ON A SPECIAL STATUS ON A 24 HOUR LOCK DOWN (T.C.C.) NO SHOWER, CHANGE OF CLOTHES ETC. I WAS JUST SITTING IN THE SOUTH UNIT, 3RD FLOOR, ISOLATION UNIT.

ON 11/21/19, AT 11³⁰AM S/O SHAMBERGER WENT TO THE WEST UNIT TO SEARCH MY CELL (#317) S/O SHAMBERGER TOSSED MY PERSONAL BELONGINGS AROUND AND AGGRESSIVELY THREW MY --- APPLIANCES AROUND, IN THE CELL. AS PER ORDER OF SGT. COSTERA AND LT. ESTRADA, "NOT CARING IF ANY OF MY APPLIANCES IS DESTROYED."

NOTING OUR THE BEARS AND VINDICTIVE WAYS OF OR FOR SGT. COSTERA, "SERIOUSLY SHOWING --- RETALIATORY WAYS, AND USING HIS SUBORDINATES."

** THE SUPREME COURT HAS STATED A TWO-STEP TEST FOR CASES OF ALLEGED RETALIATION FOR THE EXERCISE OF FIRST AMENDMENT RIGHTS.

1.) PLAINTIFF MUST SHOW THAT HIS CONDUCT WAS CONSTITUTIONALLY PROTECTED.

2.) HE MUST SHOW THAT THE PROTECTED CONDUCT WAS A SUBSTANTIAL OR MOTIVATING FACTOR IN THE ALLEGEDLY RETALIATORY CONDUCT, WHERE A STATE ACTOR WILLFULLY

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violates any of the Constitutional Rights," A Separate Finding that such Action "shocks the Conscience" or is an "OBRIGIOUS ABUSE OF GOVERNMENTAL POWER" IS UNNECESSARY. **

ON 11/23/19, AT 2¹⁵PM, I ASKED THE SOUTH UNIT LOCK UP AREA CORRECTION OFFICER, IF I AM GOING TO BE RELEASED OR LET OUT OF THE ROOM TONIGHT? AND AGAIN, I WAS TOLD, THAT HE (Sgt. LORENZO) HAVE TO CHECK WITH HIS SUPERVISORS.

AT 3⁵⁰PM, 11/23/19, THE 2ND SHIFT Sgt. (Sgt. T. WALKER) CAME TO MY CELL AND ASKED WHY I AM IN LOCK UP.

I STATED THAT I DON'T KNOW, NO ONE SEEMS TO HAVE ANY PAPER-WORK.

IN RESPONSE, Sgt. T. WALKER AGREED WITH NOT HAVING PAPER-WORK ON ME EITHER, AND THAT SHE WILL CHECK THE COMPUTERS "WHEN SHE (Sgt. T. WALKER) GOES BACK TO THE FRONT HOUSE."

11/23/19, AT 5¹⁰PM, 2ND SHIFT Sgt. T. WALKER, CAME BACK TO THE SOUTH UNIT, AND INFORMED ME THAT THEY (S.O.C.) DON'T HAVE ANY PAPER-WORK ON ME, CAUSING ME TO STAY IN LOCK UP, FOR NO REASON, OR "FIRST SHIFT REGULATORY REASONS."

11/24/19, 5⁰⁰AM, I'M STILL IN A VERY COLD CELL ON THE SOUTH UNIT, 3RD FLOOR, LOCK UP AREA, FOR REASONS UNKNOWN?

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NO SHOWER, CHANGE OF CLOTHES OR
HAVING ANY D.H.S. / D.O.M. STAFF
COME TO SEE ME. TOWARDS MY
BEING IN ISOLATION FOR 72 HOURS,
WITH NO PAPER-WORK ON THE
REASONS WHY.

* WITH THE EXCEPTION OF SGT.
DI AMICO SAYING "GUILTY BY
ASSOCIATION," (TALKING TO A LAWYER)

AND SGT. CASTERA HUSBANDRY
HIS SUBORDINATES SGT. ROSENBERG/
SGT. GALLAGHER TO SEARCH
ME AND PLACE ME IN A
COLD, ISOLATED CELL. "WITH NO
PAPER-WORK ON WHAT CAUSED
MY BEING SEVERELY PUNISHED."

11/24/19, AT 7^{PM}, I INFORMED THE
SOUTH UNIT LOCK UP AREA, SGT. WILLIAMS
THAT MY 72 HOURS ISOLATION PERIOD
IS OVER. "AND STILL, THERE'S NO FURTHER
FOR MY PLACEMENT IN T.C.C." AND I
SUPPOSE TO BE RELEASED FROM
LOCK UP. "AND SGT. WILLIAMS- STATED

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status. And that he will let me know.

11/24/19 - at 12³¹pm, the first Sgt. (Sgt. Corbett) came to the South unit, I told him that my 72 hours of 24 hour lock down was up at 11^{am}, and his response was that they know, and I will be released some time today (11/24/19), it's now 3⁴⁰pm, and there's no - - - attempt to release me from this unjust isolation status.

Nor did I violate any prison rules, that caused me to be placed on special lock up status.

Nor did my attorney violate any institutional rule and regulations. (Mr. Stewart)

And for no apparent reason, *stopped my out-side legal aid from coming to help me with a wrongful death motion/case.*

These correction officers harassed and intimidated him so bad, that now I have no way of pursuing my legal arguments. "Due to the threats of these correction officers."

*** 6th Amendment to the U.S. Constitution:

The Sixth Amendment protects

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A PRISONERS RIGHT TO HAVE ACCESS TO THE COURTS" WHICH MAY INCLUDE ACCESS TO LEGAL MATERIALS AND A LAW LIBRARY OR "ACCESS TO LEGAL ASSISTANCE," THE RIGHT TO CONFIDENTIAL COMMUNICATION WITH THE COURTS AND ATTORNEYS AND THE RIGHT TO FILE LEGAL DOCUMENTS AND WRITINGS WITH THE COURTS WITHOUT "THREATS" OF "RETRIBUTION."

11/24/19, AT 5⁰⁵PM THE 2ND SHIFT LT. (LT. LYDON) INFORMED ME THAT I WILL REMAIN ON T.C.C. UNTIL FURTHER NOTICE. SHOWING NO SIGN OF MY BEING RELEASED FROM THIS 24 HOUR LOCK DOWN STATUS. "ALL IN RETALIATION OF MY ASSOCIATING WITH A OUT-SIDE ATTORNEY, *AN ATTORNEY THAT HAS NO AFFILIATION WITH THIS INSTITUTION, *THAT "SUPPOSE" "TO" "BE" A "RESIDENTIAL CRIMINALLY COMMITTED UNIT."

I ALSO ASKED, CAN I AT LEAST MAKE A PHONE CALL AND WAS TOLD BY SJO-MOCCA THAT HE HAS TO GET PERMISSION FROM SJO-MENROE.

"CAUSING ME NOT TO HAVE ACCESS TO ANY LEGAL AID, OUTSIDE OF THIS FACILITY." (EAST JERSEY STATE PRISON - AD-SEG-UNIT-S.T.U.)

[illegible]

7. Relief

(State briefly exactly what you want the Court to do for you. Make no legal arguments. Cite no cases or statutes.)

SEE ATTACHED

"RELIEF"

- 1.) that the courts enter judgement DECLARING the Acts of DEFENDANTS VIOLATES the rights of PLAINTIFF UNDER the Eighth, Fourteenth AND SIX AMENDMENT, the DUE PROCESS AND DUE PROCESS CLAUSE.
- 2.) that the Courts enter judgement DECLARING the Acts of DEFENDANTS to VIOLATE the Eighth Amendment of the United States Constitution.
- 3.) that the courts Award Compensatory DAMAGES to PLAINTIFF, for wrongful INCARCERATION, HUMILIATION, mental frustration and mental distress.
- 4.) that the Courts Award Punitive DAMAGES to PLAINTIFF, for the mental and physical ABUSE that DEFENDANTS subjected me to. AND for BEING falsely placed in isolation for 86 HOURS, with NO SHOWER, CHANGE OF CLOTHES OR ACCESS to my ATTORNEY. AND for DEFENDANTS showing RETALIATION, BECAUSE OF my ASSISTANCE with the "DEPARTMENT OF CRIMINAL JUSTICE." ON wrongful DEATH - - - INVESTIGATION.
- 5.) to GRANT me with an injunctive RELIEF, so I can't induce any

RELIEF

Further Rehabilitation from
the Correction Staff in this
facility.

2.) And for the court to Appoint
a Special Court Marshall to
OVER-SEE the ABOVE INJUNCTIONS.

8. Do you request a jury or non-jury trial? (Check only one)

☒ Jury Trial () Non-Jury Trial

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 24th day of NOVEMBER, 2019

Shardarius Thomas

Signature of plaintiff*

(*EACH PLAINTIFF NAMED IN THE COMPLAINT MUST SIGN THE COMPLAINT HERE. ADD ADDITIONAL LINES IF THERE IS MORE THAN ONE PLAINTIFF. REMEMBER, EACH PLAINTIFF MUST SIGN THE COMPLAINT).